

CRIMINAL DOCKET - U.S. District Court

U.S.

(LAST, FIRST, MIDDLE)

Case Filed

Mo. Day Yr.

Docket No.

Def.

PO ☐ 4017 ☐ 5 ☐ 1708
Misd. ☐ ☐ 1708
Felony ☒ District Off Judge/Magistr.

☐ WRIT ☐ JUVENILE ☐ ALIAS
VS. ☒ OFFENSE ON INDEX CARD

MCGHEE, Doc

06 18 90

00055

01

No. of Def's 1 U.S. MAG. CASE NO.

I. CHARGES

U.S. TITLE/SECTION

21:846

OFFENSES CHARGED

Conspiracy to import approx. 40,000 lbs. of marijuana

ORIGINAL COUNTS

1

DISM. NG

II. KEY DATE

INTERVAL ONE

END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL)

END INTERVAL TWO

KEY DATE

☐ arrest
☐ sum'ns
☐ custody
☐ appears-on complaint

KEY DATE

☐ indictment filed/unsealed
☐ consent to Magr. trial on complaint
☐ Information
☐ Felony-W/waiver

KEY DATE

6/18/90

a) ☐ 1st appears on pending charge /R40
b) ☐ Receive file R20/21
c) ☐ Supsdg. ☐ Ind ☐ Inf
d) ☐ Order New trial
e) ☐ Remand f) ☐ G/P Withdrawn

KEY DATE

9/7/90

ret'd to W.D. La.

APPLICABLE

☐ Dismissal
☐ Pled guilty ☐ After N.G.
☐ Nolo ☐ After nolo
☐ Trial (voir dire) began
☐ Jury ☐ N.J.

1st appears with or waives counsel

ARRAIGNMENT

1st Trial Ended

RE-TRIAL

2nd Trial Began

DISPOSITION DATE

SENTENCE DATE

PTD Nolle Pros.

FINAL CHARGES DISMISSED
☐ on S.T. grounds ☐ W.P. ☐ WOP ☐ on def motion on gov't motion

III. MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Return	Return			Date Scheduled		<input type="checkbox"/> DISMISSED <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
Summons	Served			Date Held		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW
Arrest Warrant Issued				REMOVAL OR HEARING		
COMPLAINT				<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED	Tape Number	
Date of Arrest		OFFENSE (In Complaint)		<input type="checkbox"/> INTERVENING INDICTMENT		

Show last names and suffix numbers of other defendants on same indictment/information:

RULE ☐ 20 ☐ 21 ☐ 40 ☐ In ☐ Out

ATTORNEYS

U. S. Attorney or Asst.

J. Douglas McCullough

Defense: 1 ☐ CJA. 2 ☐ Ret. 3 ☐ Waived. 4 ☐ Self. 5 ☐ Non / Other. 6 ☐ PD. 7 ☐ CD

Mr. Joseph B. Cheshire, V.
Mr. Thomas C. Manning
Attorney at Law
P. O. Box 1029
Raleigh, N.C. 27602
833-3134

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

70 days up: 8/27/90

Accept. of Plea -7/9/90

FINE AND RESTITUTION PAYMENTS

☐ Docket Entries Begin On Reverse Side

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

BAIL • RELEASE

PRE-INDICTMENT

Release Date ☐ Bail Denied ☐ Fugitive ☐ Pers. Rec. ☐ PSA

AMOUNT SET \$ ☐ Date Set ☐ 10% Dep. ☐ Surety Bond ☐ Collateral ☐ 3rd Prty ☐ Other

POST-INDICTMENT

Release Date ☐ Bail Denied ☐ Fugitive ☐ Pers. Rec. ☐ PSA

AMOUNT SET \$ ☐ Date Set ☐ 10% Dep. ☐ Surety Bond ☐ Collateral ☐ 3rd Prty ☐ Other

APPEALS FEE PAYMENTS

DATE DOCUMENT NO.	Yr	Docket No.	Def.	MASTER DOCKET - MULTIPLE DEFENDANT CASE PROCEEDINGS DOCKET FOR SINGLE DEFENDANT	PAGE _____ OF _____	VI EXCLUDABLE DELAY			LETTER CODES
						Start Date End Date	Ltr Code	Total Days	
	90	00055	01						For identifying periods of excludable delay per 18 USC 3161 (h) [Sections in brackets]
				(OPTIONAL) Show last names of defendants					A Exam or hearing for mental/physical incapacity (18 USC 4244) [(1)(A)]
				V. PROCEEDINGS					B NARA exam (18 USC 2902) [(1)(B)]
6/18/90	1.			MCGHEE					C State/Fed. proceedings on other charges [(1)(D)]
				CONSENT TO TRASFER OF CASE FOR PLEA AND SENTENCE u/der Rule 20-					D Interlocutory appeal [(1)(E)]
				cys. dist.			sr		E Pretrial motion (from filing to hearing or to other prompt disposition) [(1)(F)]
7/2/90	2.			COPY OF BILL OF INFORMATION - cys. distr. by cover letter.			sr		F Transfer from other district per FRCP 20.21 or 40 or Mag. Rule 6a [(1)(G)]
	--			ISSUED NOTICE TO APPEAR - set for Accept. of Plea on 7/9/90 at					G Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearings completed [(1)(J)]
				10 A.M. in Raleigh before					H Misc. proceedings: arraignment, parole/probation, revocation, Deportation, extradition [(1)]
				Judge Boyle - 1:					I Deferral of prosecution (per 28 USC 2902) [(1)(C)]
				USA, USPO, USM, Ct.					J Transportation from another district or to/from examination or hospitalization in 10 days or less [(1)(H)]
				Reporter, Joyce Todd,					K Consideration by Court of proposed plea agreement [(1)(I)]
7/3/90	3.			MOTION TO TRANSFER CASE TO JUDGE W. EARL BRITT - 1c: Judge Britt			sr		L Prosecution deferred by mutual agreement [(2)]
				and Judge Boyle			sr		M Unavailability of defendant or essential witness [(3)(A, B)]
7/5/90	4.			GOVERNMENT'S RESPONSE TO DEFENDANT'S MOTION TO TRANSFER CASE					N Period of mental/physical incompetence of def. to stand trial [(4)]
				TO JDUGE W. EARL BRITT					O Period of NARA commitment/treatment [(5)]
				1c: Judge Boyle			sr		P Superseding indictment and/or new charges [(6)]
7/9/90	--			Raleigh - Judge Boyle - Donna Tomawski - Ct. Reporter					R Def. awaiting trial of co-defendant & no severance has been granted [(7)]
				Hearing on M/Tranfer of CAsE to Judge Britt					T Continuances granted per (b)(8) use "T" alone if more than one of the following reasons (T1 thru T4) is given in support of continuance HB(A, B)
				Acceptance of plea deferred until other issues are resolved.			sr		T1 Failure to continue would stop further proceedings or result in miscarriage of justice [(8)(B, iii)]
7/25/90	5.			ORDER - motion to transfer to Judge Britt is allowed -					T2 Case unusual or complex [(8)(B, ii)]
				(Boyle,) Cr. OB#					T3 Indictment if arrest can't be filed in 30 days [(8)(B, vi)]
				42, P. 24 - 1c: JUDGE					T4 Continuance granted to obtain or substitute counsel, or give reasonable time to prepare [(8)(B, v)]
				Britt, Judge Boyke, USA			sr		U Time up to withdrawal guilty plea, 3161(i)
				and USPO			sr		W Grand Jury indictment time extended 30 more days, 3161 (b)
7/27/90	--			ISSUED NTOICE TO APPEAR - set for Accept. of Plea on 8/13/90					
				at 9 A.M. in Wilm. before Judge Britt - 1c: USA, Mr. Cheshire			sr		
8/10/90	6.			MEMORANDUM IN SUPPORT OF DEFENDANT'S REQUEST THAT COURT ACCEPT					
				PROFFERED PLEA AGREEMENT - w/cs. 1c: Judge Britt			sr		
8/13/90	--			Wilmington - Judge Britt - Lib Leonard - Ct. Reporter					
				Hearing on acceptance of plea - counsel present -					
				Court will not accept plea - waiver has not been executed.					
				-sees no reason why he should punish this deft. further as					
				he has already been sentenced on this offense.					
9/7/90	7.			ORDER - for reasons stated in open court plea of guilty is					
				rejected and case is returned to U.S. District Court for					
				Western District of Louisiana. (Britt, J) Cr. OB#42, P. 86					
				1c: USA-EDNC & WDLA., USPO-EDNC & WDLA, USM, Mr.Cheshire by			sr		
				memo. (ent. 9/10/90).					
9/10/90	--			Copy of our case file along with the copies originally forwarded					
				to this court by La., w/docket entries, cy of JS3 card					
				and cover letter mailed to Clerk, U.S. District Court,					
				Western Distr. of La - Lafayette, La.			sr		